

1 CITY OF LAS VEGAS
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8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 KAREN SHELLY, individually and as special
administratrix of the Estate of Capone DeAngilo
11 Austin; and SHAFONDA HAYWOOD, as legal
guardian of CAPONE J. AUSTIN, a minor,

12 Plaintiffs,

13 vs.

14 CITY OF LAS VEGAS; LAS VEGAS FIRE &
15 RESCUE; WILLIAM L. MCDONALD,
individually and in his capacity as Fire Chief;
16 BETSY FRETWELL, individually and in her
capacity as City Manager; and JOHN DOES I
17 through X, inclusive,

18 Defendants.

CASE NO.: 2:15-cv-01406-APG-GWF

19
20 **STIPULATION AND ~~[PROPOSED]~~**
ORDER TO EXTEND TIME FOR
DEFENDANT CITY OF LAS VEGAS TO
RESPOND TO PLAINTIFFS'
COMPLAINT

(First Request)

21 Pursuant to Local Rules 6-1, 6-2 and 7-1, Defendants City of Las Vegas, Las Vegas Fire
& Rescue, William L. McDonald, and Betsy Fretwell ("Las Vegas Defendants"), and Plaintiffs
22 Karen Shelly, Shafonda Haywood, and Capone J. Austin, by and through their respective
23 counsel, hereby stipulate and respectfully request that the Court extend the deadline by two (2)
24 weeks for the Las Vegas Defendants to answer or otherwise respond to Plaintiffs' complaint
25 ("Complaint"). [Dkt. 1].

26 This extension request is not being sought to unduly delay the proceedings; rather, good
27 cause exists for this extension as the City of Las Vegas requires the additional time to continue
28 its internal investigation so that it may properly respond to the allegations contained in the

1 Complaint. Notably, Plaintiffs' counsel simultaneously served the Las Vegas Defendants with a
 2 series of civil rights complaints, including the present matter, which necessitates additional time
 3 on part of the various departments within the municipality to investigate Plaintiffs' allegations.
 4 *See Marie Theresa Nolan et al. v. City of Las Vegas et al.*, Case No. 2:15-cv-01346-JAD-CWH
 5 (D. Nev. 2015); *see also Susan D'Andrea et al. v. City of Las Vegas et al.*, Case No. 2:15-cv-
 6 01300-GMN-VCF (D. Nev. 2015).

7 The Las Vegas Defendants' responsive pleading is presently due on **Wednesday,**
 8 **August 19, 2015**, and the parties have stipulated that the defendants shall answer or otherwise
 9 respond to the Complaint by **Wednesday, September 2, 2015**. An additional two (2) weeks for
 10 the Las Vegas Defendants to file its responsive pleading will not alter the date of any event or
 11 any deadline already fixed by Court order.

12 DATED: August 18, 2015

DATED: August 18, 2015

13
 14 /s/ Elias P. George
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19 IT IS SO ORDERED:

20
 21 
 22 The Honorable George W. Foley, Jr.
 23 UNITED STATES MAGISTRATE JUDGE

24 DATED: August 24, 2015